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U.S. Department of Homeland Security
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Washington, DC 20536



**U.S. Citizenship
and Immigration
Services**

[REDACTED]

FILE:

[REDACTED]

Office: VERMONT SERVICE CENTER

Date: **MAY 06 2004**

IN RE:

Applicant:

[REDACTED]

APPLICATION:

Application for Temporary Protected Status under Section 244 of the Immigration
and Nationality Act, 8 U.S.C. § 1254

ON BEHALF OF APPLICANT:

Self-represented

INSTRUCTIONS:

This is the decision of the Administrative Appeals Office in your case. All documents have been returned to the office that originally decided your case. Any further inquiry must be made to that office.

Robert P. Wiemann

Robert P. Wiemann, Director
Administrative Appeals Office

DISCUSSION: The applicant's Temporary Protected Status (TPS) was withdrawn by the Director, Vermont Service Center, and the case is now before the Administrative Appeals Office on appeal. The appeal will be dismissed.

The applicant is a native and citizen of Honduras who indicated on his application that he entered the United States without a lawful admission or parole. The director approved the application for Temporary Protected Status (TPS) on January 13, 2000. The director subsequently withdrew the applicant's Temporary Protected Status on February 14, 2003, when it was determined that the applicant had failed to respond to a request for additional evidence.

Persons applying for TPS offered to Hondurans must demonstrate that they have continuously resided in the United States since December 30, 1998, and that they have been continuously physically present in the United States since January 5, 1999. On May 11, 2000, the Attorney General announced an extension of the TPS designation until July 5, 2001. Subsequent extensions of the TPS designation have been granted, with the latest extension valid until January 5, 2005, upon the applicant's re-registration during the requisite time period.

An alien who has been granted TPS must register annually with the district office or service center having jurisdiction over the alien's place of residence 8 C.F.R. § 244.17(a). Failure to register without good cause will result in the withdrawal of the alien's Temporary Protected Status. 8 C.F.R. § 244.17(c).

The record reveals that on January 13, 2000, the director granted the application for TPS. The record also reveals the applicant filed for TPS extensions in 2000 and 2002, with the last re-registration signed and dated by the applicant on May 22, 2002, and received by the center director on May 28, 2002. (Subsequent applications may have been filed during the pendency of the appeal).

On November 4, 2002, the director notified the applicant that his TPS would be "withdrawn unless you can submit additional evidence to show that you had registered on time or that you had a good reason for not registering." The applicant did not respond to this notice and the director withdrew the applicant's TPS on February 14, 2003.

On appeal, the applicant indicated that he is submitting copies of previous TPS applications. The record indicates that no application was filed during the 2001 re-registration period. The applicant did not provide any evidence such as a money order receipt or a receipt from Citizenship and Immigration Services to support his claim that a timely registration had been submitted. Simply going on record without supporting documentary evidence is not sufficient for purposes of meeting the burden of proof in these proceedings. *Matter of Treasure Craft of California*, 14 I&N Dec. 190 (Reg. Comm. 1972). The applicant also failed to articulate a reason for not re-registering during the requisite period.

An alien applying for temporary protected status has the burden of proving that he or she meets the requirements enumerated above and is otherwise eligible under the provisions of section 244 of the Act. The applicant has failed to meet this burden.

ORDER: The appeal is dismissed.